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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST. NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/973,994

10/11/2001

John Cairney

07648.0023-00

CONFIRMATION NO. 5951

FORMALITIES LETTER

OC00000007090925

Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 1300 I Street, N.W. Washington, DC 20005-3315

Date Mailed: 11/19/2001

JAN 1 4 2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/17/2002 NROCHA1 00000039 09973994

FILED UNDER 37 CFR 1.53(b)

740.00 DP 840.00 OP

Filing Date Granted

738.00 OP 130,00 OP

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37) CFR 1.27).
- Total additional claim fee(s) for this application is \$1578.
 - \$738 for 41 total claims over 20.
 - \$840 for 10 independent claims over 3.
- The oath or declaration is missing.
 - A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2448.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

The Claim(s) commencing on a separate sheet (37 CFR 1.75(h)).

A copy of this notice MUST be returned with the reply.

01 11:101 02 民:102 03 FC:103 04 FE:105 FU.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



PATENT Customer No. 22,852 Attorney Docket No. 07648.0023

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
John CAIRNEY et al.) Group Art Unit:	Not Yet Assigned
Serial No.: 09/973,994) Examiner:	Not Yet Assigned
Filed: October 11, 2001))	
For: DIFFERENTIALLY- EXPRESSED CONIFER cDNAs, AND THEIR USE IN IMPROVING SOMATIC EMBRYOGENESIS)))	

Commissioner for Patents and Trademarks Washington, DC 20231

Attention: **BOX MISSING PARTS**

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the communication of November 19, 2001, Applicants submit the basic filing fee, the additional claims fee, the Declaration/Power of Attorney with the required surcharge fee of \$130.00, PTO Form 1595 (Recordation Form Cover Sheet) and the Assignment for filing in this application, along with a copy of the Notice of Missing Parts.

Please associate the enclosed declaration with the application. As this is timely within the two-month period following the date on the Notice of Missing Parts, January

FINNEGAN HENDERSON FARABOW GARRETT& DUNNER LLP

1300 I Street, NW Washington, DC 20005 202.408.4000 Fax 202.408.4400 www.finnegan.com 19, 2002, there should be no additional fees required. If there are required fees that we are unaware of, please charge those fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: January 14, 2002

By: Røbert A. Pollock

Reg. No. 43,008

FINNEGAN HENDERSON FARABOW GARRETT& DUNNERLLP

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